

IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF NEBRASKA

WILLIAM SCHNEIDER)	
)	
Plaintiff,)	8:99CV0315
)	
v.)	
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	
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PAUL F. SEGER, KAREN M. SEGER,)	
DOUGLAS W. MATSCHULLAT, and)	
HELEN SUE MATSCHULLAT,)	
)	
Plaintiffs,)	4:99CV3056
)	
v.)	
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	
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TIMOTHY M. GRAY and MARGARET)	
S. GRAY,)	
)	
Plaintiffs,)	4:99CV3154
)	
v.)	
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	
)	
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LAZY HORSESHOE RANCH,)	
)	
Plaintiff,)	4:99CV3153
)	
v.)	
)	
UNITED STATES OF AMERICA,)	ORDER
)	
Defendant.)	
)	

This matter is before the Court on the parties' Joint Status Report (Filing No. 343 in 8:99CV315). A status telephone conference was held on March 10, 2008. The defendant requests a stay of proceedings with respect to the Category 8 parcels pending the outcome of an interlocutory appeal before the Federal Circuit in *Ellamae Phillips Co. v. United States*. In addition, plaintiffs request clarification and/or briefing on the issue of the proper measure of damages in light of the Court's January 15, 2008, order (Filing No. 341 in 8:99CV315). The Court has considered the parties' requests and finds both requests should be granted. Accordingly,

IT IS ORDERED:

- 1) The proceedings with respect to the Category 8 parcels shall be stayed pending the outcome of the interlocutory appeal in *Ellamae Phillips Co. v. United States*. Defendant shall inform the Court when the Federal Circuit reaches a decision in that matter; and
- 2) The plaintiffs shall submit a brief on the issue of the proper measure of damages in this class action on or before

April 4, 2008. Defendant shall submit a responsive brief on or before **April 18, 2008.**

DATED this 20th day of March, 2008.

BY THE COURT:

/s/ Lyle E. Strom

LYLE E. STROM, Senior Judge
United States District Court